

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By **CHAIRMAN MATT BRAINARD**, on February 17, 1999
at 7:30 A.M., in Room 420 Capitol.

ROLL CALL

Members Present:

Rep. Matt Brainard, Chairman (R)
Rep. Toni Hagener, Vice Chairman (D)
Rep. Allan Walters, Vice Chairman (R)
Rep. Darrel Adams (R)
Rep. Joan Andersen (R)
Rep. Edith Clark (R)
Rep. Tom Dell (D)
Rep. George Golie (D)
Rep. Donald L. Hedges (R)
Rep. Monica Lindeen (D)
Rep. Jeff Mangan (D)
Rep. Douglas Mood (R)
Rep. Brennan Ryan (D)
Rep. Frank Smith (D)
Rep. Bill Tash (R)
Rep. Bill Thomas (R)
Rep. Doug Wagner (R)

Members Excused: None.

Members Absent: None.

Staff Present: Sheri Heffelfinger, Legislative Branch
Karen Mills, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s): 613, 616, 585, 625, 597, 632, 634, 620, 623

POSTED:HB 613 2/12/99,HB 616, 620, 623 2/13/99, HB 625 2/15/99,
HB 632, 634 2/16/99 HB 585 2/10/99 HB 597 2/12/99 HJR 31,
2/26/1999

Executive Action: 457, 559, 342,

EXECUTIVE ACTION ON 144-457

Motion/Vote: REP. BRAINARD moved HB 144 be reconsidered to HB 457 and turn it into a resolution. LC 1836. Vote was unanimous; 15-0.

{Tape : 1; Side : A; Approx. Time Counter : 0.1 - 1.3}

Motion/Vote: REP. BRAINARD moved to table HB 457. The motion carried unanimously 15-0.

{Tape : 1; Side : A; Approx. Time Counter : 1.3 - 3.1}

Motion/Vote: REP. BRAINARD moved to reconsider action on HB 144, LC 1837. Motion passed unanimously; 15-0.

{Tape : 1; Side : A; Approx. Time Counter : 3.1 - 5.2}

Motion/Vote: REP. BRAINARD moved to table HB 144, LC 1837.

Motion passed 15-0, unanimous.

{Tape : 1; Side : A; Approx. Time Counter : 5.2 - 5.8}

EXECUTIVE ACTION ON 559

Motion: REP. WALTERS moved DO PASS on HB 559

{Tape : 1; Side : A; Approx. Time Counter : 5.8 - 5.9}

Discussion:

{Tape : 1; Side : A; Approx. Time Counter : 5.9 - 12.5}

Motion/Vote: The motion carried 11-6; REPS. DELL, MANGAN, RYAN, GOLIE, LINDEEN AND HAGENER VOTING NO.

{Tape : 1; Side : A; Approx. Time Counter : 12.5 - 16.6}

EXECUTIVE ACTION ON 342

Motion: REP. GOLIE moved DO PASS HB 342

{Tape : 1; Side : A; Approx. Time Counter : 19.0 -19.2}

Motion: REP. BRAINARD moved HB 342 be amended conceptually.

{Tape : 1; Side : A; Approx. Time Counter : 19.2 - 21.9}

Discussion:

{Tape : 1; Side : A; Approx. Time Counter : 21.9 - 29.3}

Motion/Vote: REP. LINDEEN moved HB 342 DO PASS as amended. The motion carried 16-1; REP. WAGNER VOTING NO.

{Tape : 1; Side : B; Approx. Time Counter : 0.3 - 0.5}

HEARING ON HB 613

Opening Statement by Sponsor: REP. JEFF MANGAN

{Tape : 1; Side : B; Approx. Time Counter : 3.7 - 7.4}

Proponents' Testimony:

ANN DAVIS WALKER, Teacher of Walker No-Smoking program

{Tape : 1; Side : B; Approx. Time Counter : 8.1 - 25.1}

GARY TONES, OPI

{Tape : 1; Side : B; Approx. Time Counter : 25.6 - 26.9}

Questions from Committee Members and Responses:

{Tape : 1; Side : B; Approx. Time Counter : 27.5 - 31}

Closing by Sponser: REP. MANGAN

{Tape : 2; Side : A; Approx. Time Counter : 0.3 - 2.5}

HEARING ON 616

Opening Statement by Sponsor: REP. MONICA LINDEEN

{Tape : 2; Side : A; Approx. Time Counter : 2.7 - 3}

Proponents' Testimony:

MIKE VOELLER, Mgr. Lee Newspapers

{Tape : 2; Side : A; Approx. Time Counter : 3 - 3.7}

GEORGE OCHENSKI, State Parks Foundation Action Fund

{Tape : 2; Side : A; Approx. Time Counter : 3.7 - 4.5}

Closing by Sponsor: REP. MONICA LINDEEN

{Tape : 2; Side : A; Approx. Time Counter : 5 - 5.1}

HEARING ON 585

Opening Statement by Sponsor: REP. RICK JORE **EXHIBIT**(sth39a01)

{Tape : 2; Side : A; Approx. Time Counter : 7.4 - 12.4}

Proponents' Testimony:

MIKE FELLOWS, Chairman Libertarian Party

{Tape : 2; Side : A; Approx. Time Counter : 13 - 17}

MIKE O'HYDE, St. Chairman Mt. Heritage Party

{Tape : 2; Side : A; Approx. Time Counter : 17 - 21.8}

JOE KERWIN, Sec. of State for Elections

{Tape : 2; Side : A; Approx. Time Counter : 22 - 22.3}

Closing by Sponsor: REP. RICK JORE

{Tape : 2; Side : A; Approx. Time Counter : 22.8 - 23.5}

HEARING ON 625

Opening Statement by Sponsor: REP. PEGGY BERSAGEL

{Tape : 2; Side : A; Approx. Time Counter : 23.5 - 28.8}

Proponents' Testimony:

SUZIE HAMILTON, Registered Nurse

{Tape : 2; Side : A; Approx. Time Counter : 29 - 30.5}

MARY JOE FOX, Governor's Office

{Tape : 2; Side : A; Approx. Time Counter : 30.6 - 30.9}

MARTY EDELMAN, Pastor/Guidance Counselor

{Tape : 2; Side : A; Approx. Time Counter : 31.2 - 31.9}

{Tape : 2; Side : B; Approx. Time Counter : 0.0}

ARLETTE RANDASH, Eagle Forum

{Tape : 2; Side : B; Approx. Time Counter : 0.7 - 4.3}

REP. DUANE GRIMES

{Tape : 2; Side : B; Approx. Time Counter : 4.4 - 5.6}

LAURIE KOUTNIK, Christian Coalition of Mt.

{Tape : 2; Side : B; Approx. Time Counter : 5.6 - 8.9}

Questions from Committee Members and Responses:

{Tape : 2; Side : B; Approx. Time Counter : 9.5 - 17.5}

Closing by Sponsor: REP. PEGGY BERSAGEL

{Tape : 2; Side : B; Approx. Time Counter : 17.6 - 18.5}

HEARING ON 597

Opening Statement by Sponsor: REP. JAY STOVALL
EXHIBIT(sth39a02) **EXHIBIT**(sth39a03) **EXHIBIT**(sth39a04)

Proponents' Testimony:

BETH EMTER, Mt. Stockgrower's Assoc.
EXHIBIT(sth39a05) **EXHIBIT**(sth39a06) **EXHIBIT**(sth39a07) **EXHIBIT**(sth39a08)
{Tape : 3; Side : A; Approx. Time Counter : 0.1 - 2.2}

JIM PETERSON, Exec. V.P. Mt. Stockgrower's Assoc.
{Tape : 3; Side : A; Approx. Time Counter : 4.9 - 9.7}

Opponents' Testimony:

REP. CAROL JUNEAU
{Tape : 3; Side : A; Approx. Time Counter : 10.1 - 13.1}

GEORGE OCHENSKI, State Parks Foundation Action Fund
{Tape : 3; Side : A; Approx. Time Counter : 13.1 - 15.6}

WYMAN MCDONALD, State Chairman Governor's Office of Indian Affairs
{Tape : 3; Side : A; Approx. Time Counter : 15.7 - 20.9}

Questions from Committee Members and Responses:
{Tape : 3; Side : A; Approx. Time Counter : 21.2 - 23.6}

Closing by Sponsor: REP. JAY STOVALL
{Tape : 3; Side : A; Approx. Time Counter : 23.7 - 26.2}

HEARING ON 632

Opening Statement by Sponsor: REP. ROD BITNEY
{Tape : 3; Side : A; Approx. Time Counter : 27.3 - 30.1}

Proponents' Testimony:

ROBERT THROSSEL, Mt. Assoc. of Clerks and Recorders
{Tape : 3; Side : B; Approx. Time Counter : 0.1 - 0.3}

Opponents' Testimony:

JOE KERWIN, Dept. Sec. of State

{Tape : 3; Side : B; Approx. Time Counter : 0.3 - 5.5}

CRAIG SWEET, Mont. PERG

{Tape : 3; Side : B; Approx. Time Counter : 7.7 - 9.9}

Questions from Committee Members and Responses:

{Tape : 3; Side : B; Approx. Time Counter : 10.3 - 17.5}

Closing by Sponsor: REP. ROD BITNEY

{Tape : 3; Side : B; Approx. Time Counter : 17.6 - 18.7}

EXECUTIVE ACTION ON HJR 31

Motion: REP. HAGENER moved DO PASS on HJR 31

Vote: The motion carried 17-0; unanimous.

HEARING ON 634

Opening Statement by Sponsor: REP. RON ERICSON

{Tape : 3; Side : B; Approx. Time Counter : 21.2 - 25.3}

Proponents' Testimony:

DENNIS TAYLOR, City Manager of Helena

{Tape : 3; Side : B; Approx. Time Counter : 25.4 - 29.3}

PAT CLINCH, Rep. of Mt. Firefighters **EXHIBIT**(sth39a09)

{Tape : 4; Side : A; Approx. Time Counter : 0.3 - 1.9}

BILL BAYLESS, Dept. of Admin. Supervisor

{Tape : 4; Side : A; Approx. Time Counter : 1.9 - 3.9}

Questions from Committee Members and Responses:

{Tape : 4; Side : A; Approx. Time Counter : 4.1 - 10.1}

Closing by Sponsor: REP. RON ERICSON

{Tape : 4; Side : A; Approx. Time Counter : 10.2 - 11.8}

HEARING ON 620

Opening Statement by Sponsor: REP. CARLEY TUSS

{Tape : 4; Side : A; Approx. Time Counter : 12.1 - 15.8}

Proponents' Testimony:

MIKE VOELLER, Lee Newspapers

{Tape : 4; Side : A; Approx. Time Counter : 15.9 - 18.1}

Informational Testimony:

CRAIG SWEET, Mont PERG

{Tape : 4; Side : A; Approx. Time Counter : 18.4 - 20.8}

Questions from Committee Members and Responses:

{Tape : 4; Side : A; Approx. Time Counter : 21 - 27.2}

Closing by Sponsor: REP. CARLEY TUSS

{Tape : 4; Side : A; Approx. Time Counter : 27.2 - 28}

HEARING ON HB 623

Opening Statement by Sponsor: REP. MATT BRAINARD

{Tape : 4; Side : A; Approx. Time Counter : 28.5 - 31.5}

Proponents' Testimony:

AL KINGTON, Ind. Forest Products Assoc.

{Tape : 4; Side : B; Approx. Time Counter : 0.3 - 2.3}

MIKE COLLINS, Ind. Mont. Miners/Rec. Miners

{Tape : 4; Side : B; Approx. Time Counter : 2.4 - 3.2}

Questions from Committee Members and Responses:

{Tape : 4; Side : B; Approx. Time Counter : 3.6 - 25.8}

Closing by Sponsor: REP. MATT BRAINARD

{Tape : 4; Side : B; Approx. Time Counter : 25.8 - 26.5}

EXECUTIVE ACTION ON HB 616

Motion: REP. BRAINARD moved DO PASS on HB 616

{Tape : 4; Side : B; Approx. Time Counter : 26.5 - 27}

Motion/Vote: The motion carried 17-0, unanimously.

{Tape : 4; Side : B; Approx. Time Counter : 27 - 28}

EXECUTIVE ACTION ON HB 597

Motion: REP. TASH moved DO PASS on HB 597
{Tape : 4; Side : B; Approx. Time Counter : 28 - 28.5}

Motion: REP. MANGAN moved HB 597 be amended.
{Tape : 4; Side : B; Approx. Time Counter : 28.5 - 29}

Vote: The motion carried 17-0, unanimously.
{Tape : 4; Side : B; Approx. Time Counter : 29 - 29.9}

Motion: REP. TASH moved HB 597 DO PASS AS AMENDED.
{Tape : 4; Side : B; Approx. Time Counter : 29.9 - 30}

Discussion:
{Tape : 4; Side : B; Approx. Time Counter : 30 - 31.5}
{Tape : 5; Side : B; Approx. Time Counter : 0.2 - 4}

Motion/Vote: REP. WAGNER moved to TABLE HB 597. Motion carried 13-4; REPS. TASH, SMITH, HEDGES AND THOMAS VOTING NO.
{Tape : 5; Side : B; Approx. Time Counter : 4 - 5.5}

EXECUTIVE ACTION ON HB 585

Motion: REP. WALTER moved HB 585 DO PASS.
{Tape : 5; Side : B; Approx. Time Counter : 4.5 - 5}

Vote: The motion carried 17-0; unanimous.
{Tape : 5; Side : B; Approx. Time Counter : 5 - 6}

EXECUTIVE ACTION ON HB 620

Motion: REP. MANGAN moved DO PASS on HB 620.
{Tape : 5; Side : B; Approx. Time Counter : 6 - 7}

Discussion:
{Tape : 5; Side : B; Approx. Time Counter : 7 - 10.1}

Motion/Vote: REP. WALTERS moved HB 620 BE AMENDED. Motion carried 17-0, unanimous.
{Tape : 5; Side : B; Approx. Time Counter : 10.1 - 10.5}

Motion: REP. ADAMS moved HB 620 DO PASS AS AMENDED.
{Tape : 5; Side : B; Approx. Time Counter : 10.5 - 11}

Discussion:

Motion: The motion carried 14-3; REPS. LINDEEN, WAGNER AND ADAMS
VOTING NO.

{Tape : 5; Side : B; Approx. Time Counter : 13.7 - 16}

ADJOURNMENT

Adjournment: 12:30 P.M.

REP. MATT BRAINARD, Chairman

KAREN MILLS, Secretary

MB/KM

EXHIBIT (sth39aad)